

2007 DRAFTING REQUEST

Senate Amendment (SA-SSA1-SB40)

Received: **06/15/2007**

Received By: **jkreye**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau**

By/Representing: **Olin (FA)**

This file may be shown to any legislator: **NO**

Drafter: **jkreye**

May Contact:

Addl. Drafters:

Subject: **Tax, Property - exemption**

Extra Copies:

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to: **joseph.kreye@legis.wisconsin.gov**

Pre Topic:

LFB:.....Olin (FA) -

Topic:

Property tax exemption for automatic teller machines

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?							
/1	jkreye 06/15/2007	wjackson 06/15/2007	rschluet 06/18/2007	_____	lparisi 06/18/2007		

FE Sent For:

<END>

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/?	jkreye	1 WJ 6/15					
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FE Sent For:

<END>

Kreye, Joseph

From: Olin, Rick
Sent: Friday, June 15, 2007 9:59 AM
To: Kreye, Joseph
Cc: Ammerman, Fred
Subject: SDC Drafting Request

Attachments: 272.doc

Hi Joe:

For the Senate Democratic amendment to the JFC sub, please prepare a draft of Motion 272 (attached). For reference, you may want to review the vetoed provisions in sections 2108q and 9344(23k) of 2001 WI Act 16.

Rick



272.doc (35 KB)

SHARED REVENUE AND TAX RELIEF -- DIRECT AID PAYMENTS

Property Tax Exemption for Automatic Teller Machines

[LFB Paper #710]

Motion:

Move to modify the property tax exemption for computers to exclude automatic teller machines, effective with property assessed as of January 1, 2008.

Note:

Automatic teller machines are considered computers and, therefore, are exempt from property taxation. Under this motion, the exemption statute would be amended to specifically exclude automatic teller machines from the definition of computers. As a result, state aid payments for exempt computers would decrease. However, no fiscal effect is reported for this biennium because the motion would first affect payments in 2009, which will be made in 2009-10. In the 2001-03 biennial budget bill, the Legislature included a similar provision, which was removed from the bill through partial veto. At that time, the value of automatic teller machines was estimated at \$45.5 million. Based on estimated tax rates for 2008(09), removing that value from the computer exemption would reduce state aid payments by an estimated \$900,000 in 2009-10.

LFB:.....Olin (FA) - Property tax exemption for automatic teller machines

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

**SENATE AMENDMENT ,
TO SENATE SUBSTITUTE AMENDMENT 1,
TO 2007 SENATE BILL 40**

in 6-15-07

letter "S"

(B)

19325

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 844, line 14: after that line insert:

3 "SECTION 70.11 (39) of the statutes is amended to read:

4 70.11 (39) COMPUTERS. If the owner of the property fulfills the requirements
5 under s. 70.35, mainframe computers, minicomputers, personal computers,
6 networked personal computers, servers, terminals, monitors, disk drives, electronic
7 peripheral equipment, tape drives, printers, basic operational programs, systems
8 software, and prewritten software. The exemption under this subsection does not
9 apply to automatic teller machines, custom software, fax machines, copiers,
10 equipment with embedded computerized components or telephone systems,

1 including equipment that is used to provide telecommunications services, as defined
2 in s. 76.80 (3). For the purposes of s. 79.095, the exemption under this subsection
3 does not apply to property that is otherwise exempt under this chapter.”

History: 1971 c. 152, 154, 312; 1973 c. 90; 1973 c. 333 s. 201m; 1973 c. 335 s. 13; 1975 c. 39; 1975 c. 94 s. 91 (10); 1975 c. 199; 1977 c. 29 ss. 745m, 1646 (3), 1647 (5),
(7); 1977 c. 83 s. 26; 1977 c. 273, 282, 391, 418, 447; 1979 c. 34 s. 2102 (39) (g); 1979 c. 221, 225; 1979 c. 310 s. 12; 1981 c. 20; 1983 a. 27 ss. 1177, 1178, 1179f; 1983 a. 189
s. 329 (16); 1983 a. 201, 327; 1985 a. 26, 29, 316, 332; 1987 a. 10, 27, 395, 399; 1987 a. 403 s. 256; 1989 a. 25, 31, 307; 1991 a. 37, 39, 269; 1993 a. 263, 307, 399, 490; 1995
a. 27 ss. 3344 to 3348m, 9126 (19); 1995 a. 201, 227, 247, 366; 1997 a. 27, 35, 134, 147, 164, 184, 237; 1999 a. 9, 32, 63, 65; 1999 a. 150 ss. 624, 672; 1999 a. 167, 185; 2001
a. 16, 38, 59, 103; 2003 a. 195, 291; 2005 a. 4, 22, 70, 74, 335.

4 15i ✓ 2. Page 2, line 2: after that line insert:

5 15b (?) AUTOMATIC TELLER MACHINES. The treatment of section 70.11 (39) of the
6 statutes first applies to ~~that~~ ^{init app} ^{1664 2} ^{15b} ¹⁵ⁱ ^{15j} ^{15k} ^{15l} ^{15m} ¹⁵ⁿ ^{15o} ^{15p} ^{15q} ^{15r} ^{15s} ^{15t} ^{15u} ^{15v} ^{15w} ^{15x} ^{15y} ^{15z} ^{16a} ^{16b} ^{16c} ^{16d} ^{16e} ^{16f} ^{16g} ^{16h} ¹⁶ⁱ ^{16j} ^{16k} ^{16l} ^{16m} ¹⁶ⁿ ^{16o} ^{16p} ^{16q} ^{16r} ^{16s} ^{16t} ^{16u} ^{16v} ^{16w} ^{16x} ^{16y} ^{16z} ^{17a} ^{17b} ^{17c} ^{17d} ^{17e} ^{17f} ^{17g} ^{17h} ¹⁷ⁱ ^{17j} ^{17k} ^{17l} ^{17m} ¹⁷ⁿ ^{17o} ^{17p} ^{17q} ^{17r} ^{17s} ^{17t} ^{17u} ^{17v} ^{17w} ^{17x} ^{17y} ^{17z} ^{18a} ^{18b} ^{18c} ^{18d} ^{18e} ^{18f} ^{18g} ^{18h} ¹⁸ⁱ ^{18j} ^{18k} ^{18l} ^{18m} ¹⁸ⁿ ^{18o} ^{18p} ^{18q} ^{18r} ^{18s} ^{18t} ^{18u} ^{18v} ^{18w} ^{18x} ^{18y} ^{18z} ^{19a} ^{19b} ^{19c} ^{19d} ^{19e} ^{19f} ^{19g} ^{19h} ¹⁹ⁱ ^{19j} ^{19k} ^{19l} ^{19m} ¹⁹ⁿ ^{19o} ^{19p} ^{19q} ^{19r} ^{19s} ^{19t} ^{19u} ^{19v} ^{19w} ^{19x} ^{19y} ^{19z} ^{20a} ^{20b} ^{20c} ^{20d} ^{20e} ^{20f} ^{20g} ^{20h} ²⁰ⁱ ^{20j} ^{20k} ^{20l} ^{20m} ²⁰ⁿ ^{20o} ^{20p} 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State of Wisconsin
2007 - 2008 LEGISLATURE

LRBb0345/1
JK:wlj:rs

LFB:.....Olin (FA) – Property tax exemption for automatic teller machines

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

**SENATE AMENDMENT ,
TO SENATE SUBSTITUTE AMENDMENT 1,
TO 2007 SENATE BILL 40**

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 844, line 14: after that line insert:

3 **"SECTION 1932s.** 70.11 (39) of the statutes is amended to read:

4 70.11 (39) COMPUTERS. If the owner of the property fulfills the requirements
5 under s. 70.35, mainframe computers, minicomputers, personal computers,
6 networked personal computers, servers, terminals, monitors, disk drives, electronic
7 peripheral equipment, tape drives, printers, basic operational programs, systems
8 software, and prewritten software. The exemption under this subsection does not
9 apply to automatic teller machines, custom software, fax machines, copiers,
10 equipment with embedded computerized components or telephone systems,

1 including equipment that is used to provide telecommunications services, as defined
2 in s. 76.80 (3). For the purposes of s. 79.095, the exemption under this subsection
3 does not apply to property that is otherwise exempt under this chapter.”.

4 **2.** Page 1664, line 2: after that line insert:

5 “(15i) AUTOMATIC TELLER MACHINES. The treatment of section 70.11 (39) of the
6 statutes first applies to the property tax assessments as of January 1, 2008.”.

7 (END)